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| APPLICATION NO.           | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|---------------------------|-------------|----------------------|---------------------|------------------|
| 09/425,767                | 10/22/1999  | KURUMI MORI          | 1232-4582           | 9983             |
| 27123                     | 7590        | 09/15/2005           | EXAMINER            |                  |
| MORGAN & FINNEGAN, L.L.P. |             |                      | YE, LIN             |                  |
| 3 WORLD FINANCIAL CENTER  |             |                      | ART UNIT            |                  |
| NEW YORK, NY 10281-2101   |             |                      | PAPER NUMBER        |                  |

2615

DATE MAILED: 09/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.



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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR /<br>PATENT IN REEXAMINATION | ATTORNEY DOCKET NO. |
|---------------------------------|-------------|---|---------------------|

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| EXAMINER |
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| ART UNIT | PAPER |
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20050908

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Commissioner for Patents

See Attachment.

David L. Ometz  
SPE  
Art Unit: 2615

### DETAILED ACTION

1. The reply filed on **July 21, 2005** is not fully responsive to the prior Office Action because of the following omission(s) or **matter(s)**:

Applicants state that the original specification, page 54, line 14 through page 56, line 23 along with Figures. 32, 33 and 34 supports the new added claims 74-88 filed on May 2, 2005.

The examiner disagrees. The “page 54, line 14 through page 56, line 23 along with Figures. 32, 33 and 34” **does not** disclose the limitations “a search step of searching an image in the memory device by the additional information; and a transfer step of **transferring photographing condition** corresponding to the searched image **to the image sensing apparatus** “ recited in claim 74. It should be noted that those limitations are readable on the **nonelected species** (i.e., Figures 35A, 35B and 36), and please see the original specification, page 57, lines 3-24. The same reasons are for the other independent claims 79 and 84.

Claims 74-88 are withdrawn from further consideration pursuant to 37 CFR 1.142(b), as being drawn to a nonelected Group 3.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Art Unit: 2615

***Conclusion***


2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Lin Ye whose telephone number is (571) 272-7372. The examiner can normally be reached on Mon-Fri 8:00AM-5:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David L. Ometz can be reached on (571) 272-7593. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Lin Ye  
Examiner  
Art Unit 2615

September 8, 2005

  
DAVID L. OMETZ  
SUPERVISORY PATENT  
EXAMINER